

WEST VIRGINIA LEGISLATURE

2022 REGULAR SESSION

Introduced

HOUSE Bill 4126

BY DELEGATE FOSTER

[Introduced January 18, 2022; Referred to the
Committee on Health and Human Resources then the
Judiciary]

1 A BILL to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating
 2 to authorizing the Department of Health and Human Resources to promulgate a legislative
 3 rule relating to Methods and Standards for Chemical Tests for Intoxication.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 5. AUTHORIZATION FOR DEPARTMENT OF HEALTH AND HUMAN
 RESOURCES TO PROMULGATE LEGISLATIVE RULES.**

§64-5-1. Department of Health and Human Resources.

1 The legislative rule filed in the State Register on July 30, 2021, authorized under the
 2 authority of §16-1-4 of this code, modified by the Department of Health and Human Resources
 3 to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State
 4 Register on December 14, 2021, relating to the Department of Health and Human Resources
 5 (Methods and Standards for Chemical Tests for Intoxication, [64 CSR 10](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Health and Human Resources to promulgate a legislative rule relating to Methods and Standards for Chemical Tests for Intoxication.

This section is new; therefore, strike-throughs and underscoring have been omitted.